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UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/998,026	11/30/2001	Gary Mitchell	9289-4

20792
MYERS BIGEL SIBLEY & SAJOVEC
PO BOX 37428
RALEIGH, NC 27627

CONFIRMATION NO. 6808

FORMALITIES LETTER



OC00000007203369

Date Mailed: 12/17/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/07/2002 MBERHE 00000088 09998026

01 FC:105

130.00 OP



Attorney Docket No. 9289-4

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Gary Mitchell et al;

Serial No.: 09/998,026

Confirmation No. 6808

Filed: November 30, 2001

For: TRICEPS EXTENSION MACHINE

Date: February 19, 2002

BOX MISSING PARTS

Commissioner for Patents

Washington, DC 20231

**SUBMITTAL OF DECLARATION
UNDER 37 C.F.R. § 1.63**


Sir:

In response to the Notice to File Missing Parts of Application-Filing Date Granted (PTO-1533), mailed December 17, 2001, enclosed is a Declaration and Power of Attorney for the above-identified application, which has been executed by the named inventors.

A check in the amount of \$130.00 is also enclosed to cover the surcharge under 37 C.F.R. § 1.16(e).

If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor. The Commissioner is hereby authorized to charge any additional fee, which may be required, or credit any refund, to our Deposit Account No. 50-0220.

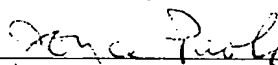
Respectfully submitted,


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Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231 on February 19, 2002

Signature: 

Joyce Paoli

Date of Signature: February 19, 2002